

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of

KAY, et al

Serial No. 09/644,656

Filed: August 24, 2000

For: AUTOMATING COMMERCE ON A BROADCAST PROGRAMMING
DISTRIBUTION NETWORK



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: Group Art Unit: 2611
: Examiner: C. Nalevanki
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**NOTICE OF APPEAL FROM THE PRIMARY
EXAMINER TO THE BOARD OF APPEALS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

October 7, 2005

Sir:

In accordance with the provisions of 37 CFR 1.191, applicant hereby appeals
from the final rejection as set forth in the Official Action mailed April 7, 2005.

Credit Card Payment Form PTO 2038, authorizing the amount of \$500.00, to
cover the Appeal Fee is enclosed.

Respectfully Submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP

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AAS/slk